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*C. J. ...*

1958

September 9

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CONCORD, N.H.

Mr. Roy Y. Lang  
Director of Personnel  
State House  
Concord, New Hampshire

Dear Mr. Lang:

This is in response to your letter of September 4, 1958 requesting our advice as to whether Fire Inspectors in the Office of the Fire Marshal are entitled to additional compensation under RSA 99:2(c). This subsection applies to law enforcement employees regularly working forty-eight hours or more per week.

This office has previously ruled (letter to you from George F. Nelson, dated February 29, 1956), that the enumeration of law enforcement officers contained in RSA 99:2(c) is not exclusive. The Board of Fire Control is vested with the responsibility of supervising and enforcing all laws of the State relative to the protection of life and property from fire, fire hazards and related matters. RSA 153:4. Although they are not vested with the power to make arrests, Fire Inspectors are charged with the responsibility of enforcing fire laws. If you conclude that they regularly work forty-eight hours or more per week in each of the fifty-two weeks of the year they are entitled to participate under RSA 99:2(c).

Very truly yours,

Elmer T. Bourque  
Assistant Attorney General

ETB/lit